

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

**JAMIE ARNOLD and CLINTON
FEGER, Individually and on behalf of all
others similarly situated,**

Plaintiffs,

vs.

**DIRECTV, INC. d/b/a DIRECTV
HOME SERVICES and DTV HOME
SERVICES II, LLC,**

Defendants.

Case No. 4:10-CV-00352-AGF

**DEFENDANTS' MOTION TO DISMISS OR
STAY IN FAVOR OF PRIOR LITIGATION**

COME NOW Defendants, DIRECTV, Inc. and DTV Home Services II, LLC, and move this Court to dismiss Plaintiffs' First Amended Complaint without prejudice, or in the alternative stay this litigation, under the first-filed rule in favor of litigation currently pending in the United States District Court for the Eastern District of Louisiana styled *Lang et al. v. DIRECTV, Inc., et al.*, Case No. 2:10-cv-01085. Defendants are filing simultaneously herewith a memorandum in support of the instant Motion.

Respectfully submitted,

/s/ Patricia J. Martin

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 27th day of August, 2010, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following: Bradford B. Lear and Todd C. Wertz, Lear Wertz LLP, 2003 West Broadway, Columbia, Missouri 65203, and George A. Hanson, Stueve Siegel Hanson LLP, 460 Nichols Road, Suite 200, Kansas City, MO 64112, Attorneys for Plaintiff.

/s/ Patricia J. Martin

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